

CSF155: DECISION FROM ANNUAL GENERAL MEETING OF ELECTORS

Proponent : City of Albany
Attachments : Nil
Report Prepared by : Manager Governance and Risk Management (S Jamieson)
Responsible Officer : Chief Executive Officer (G Foster)

Responsible Officer's Signature:



RECOMMENDATION

CSF155: DRAFT MOTION
VOTING REQUIREMENT: ABSOLUTE MAJORITY

THAT CSF155: Decision from Annual General Meeting of Electors be accepted as an urgent item.

Officer's Reason (S Jamieson):

In accordance with S5.33 of the *Local Government Act 1995*;

5.33. Decisions made at electors' meetings

*(1) All decisions made at an electors' meeting are to be considered at the next ordinary council meeting or, if that is not practicable —
(a) at the first ordinary council meeting after that meeting;*

CSF155: RESPONSIBLE OFFICER RECOMMENDATION
VOTING REQUIREMENT: SIMPLE MAJORITY

THAT Council in accordance with 5.33 of the *Local Government Act 1995*, NOTE the following resolution of the Annual General Meeting of Electors held on 19 March 2015:

“That the electors of Albany call upon the City Council to give effect to their desire; expressed by an overwhelming majority during the ward review public consultation process, to retain the existing 6 electoral ward structure with two elected Councillors per ward.”

BACKGROUND

1. The Annual General Meeting of Electors was held on Thursday 19 March 2015.
2. At the meeting the following motion was made and passed:

RESOLUTION

MOVED: MR PAVER
SECONDED: MR VOGWILL

That the electors of Albany call upon the City Council to give effect to their desire; expressed by an overwhelming majority during the ward review public consultation process, to retain the existing 6 electoral ward structure with two elected Councillors per ward.

CARRIED 24-1

DISCUSSION

3. The *Local Government Act 1995* states:

5.33. Decisions made at electors’ meetings

(1) All decisions made at an electors’ meeting are to be considered at the next ordinary council meeting or, if that is not practicable —

(a) at the first ordinary council meeting after that meeting;

or

(b) at a special meeting called for that purpose, whichever happens first.

(2) If at a meeting of the council a local government makes a decision in response to a decision made at an electors’ meeting, the reasons for the decision are to be recorded in the minutes of the council meeting.

4. Council only makes a decision in response to a decision made at an electors’ meeting, if the decision from the Electors’ Meeting is moved, seconded and put to the vote.

GOVERNMENT AND PUBLIC CONSULTATION

5. Nil

STATUTORY IMPLICATIONS

6. Detailed in the discussion section of the report.

POLICY IMPLICATIONS

7. There are no policy implications related to this item.

RISK IDENTIFICATION & MITIGATION

8. The risk identification and categorisation relies on the City’s Enterprise Risk Management Framework.

Risk	Likelihood	Consequence	Risk Analysis	Mitigation
Reputation <i>The Community request is not considered prior to making a decision.</i>	<i>Unlikely</i>	<i>Moderate</i>	<i>Medium</i>	<i>Consider the resolution from the AGM of Electors prior to consideration of CSF153: Wards and Representation Review.</i>

FINANCIAL IMPLICATIONS

9. There are no financial implications related to this item.

LEGAL IMPLICATIONS

10. Nil

ENVIRONMENTAL CONSIDERATIONS

11. Nil.

SUMMARY CONCLUSION

12. Nil.

Consulted References	:	<i>Local Government Act 1995</i>
File Number (Name of Ward)	:	<i>GO.COM.1</i>
Previous Reference	:	<i>AGM of Electors 19 March 2015</i>